

GOVERNMENT CONTRACTS & INTERNATIONAL TRADE

OUR TEAM



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OVERVIEW

Government Contracts

Bass, Berry & Sims' Government Contracts Practice Group provides counseling, litigation and transactional support for companies that contract with federal, state and local governments. Our clients range from public and private businesses ranging from Fortune 500 companies with complex government contracting issues to small and emerging businesses just entering government markets in a wide variety of industries including aerospace, information technology, management consulting, defense, biotechnology, electronics, healthcare, construction, logistics support and cyber security

Because compliance begins with a clear and accurate contract, Bass, Berry & Sims' GovCon attorneys help businesses understand, negotiate, review, and navigate government contracts. We advise clients on the full spectrum of government contracting regulations including FAR, DFARS, GSA & VA FSS, EEO and FOCl among others. In addition, we have the requisite security clearances to assist on most classified matters.

In order to meet the diverse needs of our clients, our Government Contracts practice often collaborates with other practice areas within the firm which enables us to present an integrated and cost-effective solution for our clients' business needs

International Trade

Bass, Berry & Sims' International Trade Practice Group helps clients navigate the complex regulations associated with a global marketplace. Our Chambers-ranked lawyers are experienced in guiding clients through challenging issues related to economic sanctions (OFAC), exports (DDTC and the ITAR; BIS and the EAR), antibribery (the FCPA; DOJ and SEC), anti-boycott regulations (OAC and Treasury), and the Committee on Foreign Investment in the United States (CFIUS).

The team works with public and private businesses, ranging from companies with minor operations outside the United States to large corporations with a vast international presence. With international trade matters tightly linked to ever-changing U.S. foreign policy, our team provides clients with essential guidance to help them understand and meet their obligations.

ABOUT BASS, BERRY & SIMS

With nearly 300 attorneys across more than 40 practice areas, Bass, Berry & Sims provides transactional, litigation and counseling services regionally, nationally and globally. Our clients include start-ups and emerging companies, Fortune 500 and international public companies, government entities and defense contractors, and other leading organizations, as well as individuals. Recognizing the economic pressures that clients face, we provide predictability, efficiency measures and cost effectiveness through alternative fee arrangements, leverage and an integrated, cross-disciplinary approach. We are committed to improving diversity within the legal profession and bettering our communities through pro bono work. For more information, visit www.bassberry.com.

AREAS OF FOCUS

Government Contracts

- ◆ Bid Protests, Litigation & Dispute Resolution
- ◆ Commercial Items & the Federal Supply Schedule
- ◆ Contract Formation & Administration
- ◆ Ethics, Compliance & Corporate Training
- ◆ Facility Security Clearances & FOCI
- ◆ Intellectual Property & Data Rights
- ◆ Internal Investigations & Mandatory Disclosure
- ◆ Mergers & Acquisitions
- ◆ Small Business Programs & Size Standards
- ◆ Suspension & Debarment

International Trade

- ◆ Committee on Foreign Investment in the United States (CFIUS)
- ◆ Export Controls
- ◆ FCPA and Anti-Corruption
- ◆ Import Controls & Anti-Boycott
- ◆ Sanctions

STAY CONNECTED



The Bass, Berry & Sims Government Contracts & International Trade blog features news, commentary and insight on the demanding and ever-changing regulatory environment of contracting with federal, state and local governments, and international trade issues when conducting a global business.

Subscribe to our Government Contracts & International Trade blog at www.bassberrygovcontrade.com.

REPRESENTATIVE EXPERIENCE

Government Contracts

- ◆ We represented a Service-Disabled Veteran-Owned small business in a successful bid protest that required multiple filings at both the GAO and the CFC. Ultimately, the protests before GAO and the CFC led to the company receiving an award of a Blanket Purchase Agreement from the agency.
- ◆ We successfully represented a leading medical device manufacturer in resolution of a VA Federal Supply Schedule pre-award audit and negotiation of a new and updated contract award. We assisted the company in assessing and disclosing its commercial sales practices as well as during contract negotiations surrounding the basis of award/tracking customer and application of the price reduction clause.
- ◆ We successfully defended an 8(a) joint venture in the award of a contract by the Federal Law Enforcement Training Center for dorm maintenance and other services against an SBA size protest, and multiple GAO bid protests, both pre- and post-award. The court twice denied the protester's request for a preliminary injunction, the second time in a 48-page published decision.
- ◆ We represented Enlighten IT Consulting (ETIC) in its acquisition by MacAulay-Brown, Inc. (MacB), an advanced engineering, cyber security and product solutions company that serves the Defense, Intelligence, and Homeland Security markets. ETIC created an innovative platform to combat cyber-attacks against the Department of Defense and other U.S. Government organizations. The combined companies will now be better equipped to fight the battle in cyberspace.
- ◆ We were engaged by a small, minority-owned IT services company and its President/Owner to respond to notices of proposed debarment issued by Air Force. The basis of the proposed debarments were allegedly false statements made in a prior suspension proceeding relating to conflicts of interest and product substitution by a former subcontractor. We submitted a response to the Air Force Suspending and Debarring Official ("SDO") addressing the agency's concerns, and shortly thereafter met with the SDO in person. Within three days of that meeting the proposed debarment was terminated without an administrative agreement, allowing the company and its President to continue offering valuable IT services to the government.

International Trade

- ◆ We counseled a global engineering firm on pursuing business in Cuba following steps to ease the U.S. embargo on the country.
- ◆ We developed a comprehensive sanctions and export compliance policy and procedures for a multinational manufacturing firm.
- ◆ We supported a global defense contractor in export and sanctions compliance challenges related to transactions with Russia.
- ◆ We represented a multinational manufacturer in an investigation and prior disclosure to Customs.
- ◆ We counseled a non-U.S. company on CFIUS implications of purchasing U.S. defense contractor.
- ◆ We prepared an anti-boycott compliance policy for the U.S. affiliate of a non-U.S. engineering company.